

1645

PATENT
00833-P0030A SPM/MWK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	Timothy Raymond Hirst, <i>et al.</i>
Serial No. 09/674,935	Filing Date: December 21, 2002
Title of Application:	Vaccine
Confirmation No. 8699	Art Unit: 1645
Examiner	Khatol Shahn-Shah

RECEIVED

DEC 10 2003

TECH CENTER 1600/2900

Mail Stop Non-Fee Amendment
Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

Response to Letter Re Power of Attorney

In response to the letter of October 3, 2003, refusing entry of a Power of Attorney, Applicants herewith present its remarks. Applicants urge reconsideration and entry of the Power of Attorney filed on July 17, 2003.

Remarks

The Power of Attorney signed by Dr. Neil Bradshaw has not been entered for failure to satisfy 37 C.F.R. § 3.73(b). Reconsideration is urged.

Mailing Certificate: I hereby certify that this correspondence is today being deposited with the U.S. Postal Service as *First Class Mail* in an envelope addressed to: Commissioner for Patents and Trademarks; Post Office Box 1450; Alexandria, VA 22313-1450.

December 5, 2003


Michael Krenicky

37 C.F.R. § 3.73(b) requires:

1) The Assignee of the entire right, title and interest to establish ownership by submitting to the Office documentary evidence of a chain of title from the original owner to the assignee or by specifying (e.g. reel and frame number, etc.) where such documentary evidence is recorded;

2) The Assignee of a patent application or patent must submit a statement specifying that the evidentiary documents have been reviewed and certifying that, to the best of assignee's knowledge and belief, title is in the assignee seeking to the action.

Applicants have previously satisfied both of these criterion.

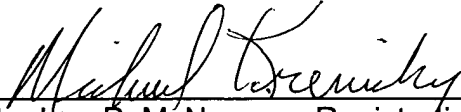
First, on June 5, 2003, the Attorney for Assignee submitted Patent Assignment and Patent Assignment Recordation Form Cover Sheet to the Office, attached hereto as Krenicky Exhibit A. These documents establish ownership and confirm that the Assignee of the entire right, title and interest to the above-referenced patent application submitted to the Office documentary evidence of a chain of title from the original owner to the assignee. Accordingly, requirement 1 above has been satisfied.

Second, on July 15, 2003, the Attorney for the Assignee submitted Revocation and New power of Attorney to the Office, attached hereto as Krenicky Exhibit B. This document signed by Dr. Neil Bradshaw of the University of Bristol (Assignee) clearly state "To the best of my knowledge, University of Bristol is the assignee of record of the patent application identified above. Accordingly, it is urged that requirement 2 above, and all requirements of 37 C.F.R. § 3.73(b) were satisfied.

Third, attached hereto as Krenicky Exhibit C is a copy of the Assignment Recordation form from the USPTO indicating reel/frame 014148/0163 as the location of the assignment (Krenicky Exhibit B). In the event that the Examiner does not reconsider

the previous objection, the Examiner is urged to consider this entire submission as a new submittal of Revocation and New Power of Attorney dated June 9, 2003, which fully complies with 37 C.F.R. § 3.73(b).

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Michael W. Krenicky", is written over a horizontal line.

Stephen P. McNamara, Registration No. 32,745
Michael W. Krenicky, Registration No. 45,411
Attorneys for Applicants
ST.ONGE STEWARD JOHNSTON & REENS LLC
986 Bedford Street
Stamford, CT 06905-5619
203 324-6155